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TAGS: ETRN, US, CA

SUBJ: PRECLEARANCE - US-CANADA TALKS AUGUST 20 - 23, 1973

1. US AND CANADIAN DELEGATIONS AT SUBJECT TALKS REACHED
SUBSTANTIAL AGREEMENT ON DRAFT TEXT OF PRECLEARANCE
AGREEMENT WHICH WOULD CONTINUE PRECLEARANCE AT PRESENT
FOUR CANADIAN POINTS. AGREEMENT ALSO PROVIDES FOR
ESTABLISHMENT OF PRECLEARANCE AT THREE ADDITIONAL POINTS
IN CANADA AND TWELVE IN U.S. AT SUCH TIME PARTIES AGREE
TRAFFIC JUSTIFIES IT AND FACILITIES ARE AVAILABLE.

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2. CANADIANS CONDITIONED CONCLUSION OF AGREEMENT ON

COMMITMENT BY U.S. TO PROVIDE PRECLEARANCE FOR AIR CANADA IN MONTREAL AND AT TORONTO II BY OCT 28, AND ON SUCCESSFUL CONCLUSION OF ROUTE TALKS. U.S. EXPRESSED WILLINGNESS TO INTRODUCE PRECLEARANCE FOR AIR CANADA AS REQUESTED BY CANADIANS PROVIDED ADEQUATE FACILITIES WERE THEN IN EXISTENCE. THIS APPEARED POSSIBLE BUT CANADIANS MAINTAINED THAT INsofar AS MONTREAL CONCERNED IT WOULD BE NECESSARY TO DESIGN A SINGLE INSPECTION AREA TO SERVE AIR CANADA, EASTERN AND DELTA. U.S. IS TO CONSULT U.S. AIRLINES AFFECTED AND ADVISE AS TO ACCEPTABILITY OF CANADIAN PROPOSAL.

3. IT WAS AGREED THAT FACILITIES TO BE PROVIDED AT MONTREAL AND TORONTO II BY OCT 28 CONSIDERED TEMPORARY AND CANADIAN GOVERNMENT WOULD PROVIDE ADEQUATE ASSURANCE THAT PERMANENT FACILITIES MEETING CRITERIA IN ANNEX TO AGREEMENT WOULD BE PROVIDED DURING SUMMER 1975 - SUMMER 1976 TIME FRAME. U.S. REQUESTED MORE SPECIFIC DATE FOR AVAILABILITY OF PERMANENT FACILITIES.

4. U.S. AGREED TO FURNISH LANGUAGE FOR ARTICLE DEALING WITH PRIVILEGES AND IMMUNITIES OF INSPECTING PERSONNEL, AND TO TENTATIVELY DROP PHRASE IN ARTICLE 2(D)1) REQUIRING SEARCH OF PASSENGER TO TAKE PLACE IN PRESENCE OF OTHER COUNTRY'S INSPECTION OFFICER WITH UNDERSTANDING THAT U.S. INSPECTORS MIGHT REFUSE PRECLEARANCE TO A PERSON REFUSING TO SUBMIT TO SUCH INSPECTION. CANADIANS COULD NOT ACCEPT INCLUSION OF WORD "NON-STOP" IN ARTICLE 2(A) DESCRIPTION OF FLIGHTS ELIGIBLE FOR PRECLEARANCE.

5. DELEGATIONS AGREED TO MEET AGAIN SEPT 4 AND IN MEANTIME TO CONTINUE INFORMAL DISCUSSIONS ON TECHNICAL, AND OTHER MATTERS.

6. COPIES OF MEMO OF CONSULTATIONS, DRAFT AGREEMENT AIR POUCHED OTTAWA. RUSH

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